

PATENT

Attorney Docket No. 005231.03-4000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John S. Schulte, et al.

Serial No.: 09/385,394

Art Unit: 2183

Filed: August 30, 1999

Examiner: Richard Ellis

Title: COMPUTER WITH TWO EXECUTION MODES

CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

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Washington, D.C. 20231

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along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, Washington, D.C. 20231.

Respectfully submitted,

SCHULTE ROTH & ZABEL

Dated: January 17, 2003

By: 

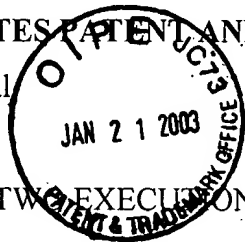
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John S. Yates, Jr., et al.
Serial No.: 09/385,394
Filed: August 30, 1999
Title: COMPUTER WITH TWO EXECUTION MODES



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INFORMATION DISCLOSURE STATEMENT

JAN 28 2003

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

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1. In accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant wishes to make of record the enclosed items, as listed on the accompanying Form PTO-1449. Applicant respectfully requests the Examiner to fully consider the items and independently ascertain their teaching before issuance of the next action, and to make them of record in the file. The Examiner is also requested to initial and return a copy of the enclosed Form PTO-1449 to evidence such consideration.

2. Applicant has listed publication dates on the attached Form PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated. Applicant reserves the right to establish the patentability of the claims over any information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This Information Disclosure Statement should not be construed as a representation that information more material to the examination of this application does not exist.

3. For any item listed on the enclosed copy of Form PTO-1449 for which a copy is not already made of record in this application, a copy was previously cited by or submitted to the Patent and Trademark Office in application Serial No. 09/239,194, filed January 28, 1999, Yates et al., Executing Programs for a First Computer Architecture on a Computer of a Second Architecture, in application Serial No. 09/322,443, filed May 28, 1999, Reese et al., Profiling of Computer Programs Executing in Virtual Memory Systems, or in application Serial No. 09/385,394, filed August 30, 1999, Yates et al., Computer for Executing Two Different Instruction Sets, or in application 09/626,325, filed July 26, 2000, Yates, et al., Computer with Two Operating Systems.

4. This Information Disclosure Statement it is being filed more than three months after filing of this application and after the mailing of a first Office Action on the merits, but before the mailing date of

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a final action under 37 C.F.R. § 1.113, or a Notice of Allowance under 37 C.F.R. § 1.311 (where there has been no prior final action), or an action that otherwise closes prosecution in the application. A fee is due pursuant to 37 C.F.R. §1.97(c)(2).

5. A check in the amount of \$ 180.00 is enclosed in payment of the fee due under C.F.R. §1.17(p).

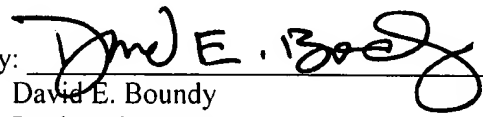
6. The Commissioner is hereby authorized to charge any additional fees that may be required for this Information Disclosure Statement, or credit any overpayment, to Deposit Account 50-0675, Order No. 005231.03-4000.

Respectfully submitted,

SCHULTE ROTH & ZABEL LLP

-Dated: January 17, 2003

By:


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